HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.NO. 15404 OF 2006

DATED: 28.7.2006

Between:

Banoth Tavurya

… Petitioner

and

The Deputy District Election Authority
And others

… Respondents

HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.NO.15404 of 2006

ORAL ORDER:

The petitioner's nomination as a Ward Member of Bommera Gram Panchayat was rejected by the Returning Officer. Aggrieved, the petitioner preferred an appeal to the Deputy District Election Authority and the Revenue Divisional Officer, Jangaon. By order dated 22.7.2006, the appeal was rejected confirming the order of rejection of the petitioner's nomination.

No ex facie perversity is discernible, warranting judicial review. Substantive attack on the order of rejection is more appropriately before the appropriate and competent authority, by way of an election petition. As the petitioner now desires to pursue the appropriate remedy by way of election petition, no warrant exists for proceeding further in the writ petition.

The writ petition is dismissed, however, with liberty to the petitioner to pursue available remedies. No order as to costs.

GODA RAGHURAM, J

Date: 28.7.2006

cvm